

Section 1.90, Title 14, CCR, is amended to read:

**1.90. Nearshore Fish Stocks, Nearshore Fisheries, and Nearshore Waters, and Shallow Nearshore Rockfish Defined.**

(a) Under the authority of Section 8587.1 of the Fish and Game Code, Section 8586 of the Fish and Game Code is made inoperative.

(b) "Nearshore fish stocks" means any of the following:

- (1) black rockfish (*Sebastes melanops*),
- (2) black-and-yellow rockfish (*Sebastes chrysomelas*),
- (3) blue rockfish (*Sebastes mystinus*),
- (4) brown rockfish (*Sebastes auriculatus*),
- (5) cabezon (*Scorpaenichthys marmoratus*),
- (6) calico rockfish (*Sebastes dallii*),
- (7) California scorpionfish (sculpin) (*Scorpaena guttata*),
- (8) California sheephead (*Semicossyphus pulcher*),
- (9) China rockfish (*Sebastes nebulosus*),
- (10) copper rockfish (*Sebastes caurinus*),
- (11) gopher rockfish (*Sebastes carnatus*),
- (12) grass rockfish (*Sebastes rastrelliger*),
- (13) greenlings of the genus *Hexagrammos*,
- (14) kelp rockfish (*Sebastes atrovirens*),
- (15) monkeyface eel (*Cebidichthys violaceus*),
- (16) olive rockfish (*Sebastes serranoides*),
- (17) quillback rockfish (*Sebastes maliger*), and
- (18) treefish (*Sebastes serriceps*),

(c) "Nearshore fisheries" means the commercial or recreational taking, possession, or landing of any species of nearshore fish stocks.

(d) "Nearshore waters" means ocean waters including around offshore rocks and islands extending from the shore to a depth of 20 fathoms.

(e) "Shallow nearshore rockfish" means a subgroup of rockfishes (genus *Sebastes*) including only black-and-yellow rockfish, China rockfish, gopher rockfish, grass rockfish, and kelp rockfish.

**NOTE**

Authority cited: Sections 7071 and 8587.1, Fish and Game Code.

Reference: Sections 8585.5 and 8586, Fish and Game Code.

Section 1.91, Title 14, CCR, is added to read:

**1.91. Rockfish, Cabezon and Greenling (RCG) Complex.**

"RCG Complex" means all species of rockfish (*Sebastes*), cabezon (*Scorpaenichthys marmoratus*), and kelp and rock greenlings (genus *Hexagrammos*).

**NOTE**

Authority cited: Sections 7071 and 8587.1, Fish and Game Code.

Reference: Sections 8585.5 and 8586, Fish and Game Code.

Section 27.60, Title 14, CCR, is amended to read:

**27.60. Limit.**

(a) General. No more than 20 finfish in combination of all species with not more than 10 of any one species, may be taken or possessed by any one person except as otherwise provided. (See Sections 27.70 through 28.62 for minimum size limits and poundage restrictions for certain species.)

(b) Within the overall bag limit of 20 fish, the following special limits apply:

(1) Rockfish (rockcod) and lingcod taken in the Northern Rockfish and Lingcod Management Area:

- Rockfish (see Sections 27.82 and 28.55) --10 fish - all of which may be of the same species of rockfish except as provided for bocaccio which is two, cowcod which is zero, yelloweye rockfish which is one, (but no more than two per vessel) and canary rockfish which is one.
- Lingcod (see Sections 27.82 and 28.27) – two fish.

(2) RCG complex, as defined in Section 1.91, lingcod, and California scorpionfish taken in the Central or Southern Rockfish and Lingcod Management Areas:

- Rockfish (rockcod) -- 10 fish all of which may be of the same species RCG complex (see Sections 27.82, 28.28, 28.29 and 28.55) -- 10 fish, except as provided for bocaccio in Section 28.55 which is two, cowcod in Section 28.55 which is zero, yelloweye rockfish in Section 28.55 which is one (but no more than two per vessel), and canary rockfish in Section 28.55 which is zero. one, and for rockfish other than nearshore rockfish (see Section 1.90), bocaccio, cowcod, yelloweye rockfish and canary rockfish (see Section 28.55 ) during a central or southern rockfish and lingcod closure when fishing is allowed in waters less than 20 fathoms in depth (see Section 27.82) which is two; The following RCG complex sub-limits also apply: shallow nearshore rockfish as defined in Section 1.90 (e) -- 2 fish, cabezon -- 3 fish, and greenlings of the genus Hexagrammos -- 2 fish.
- Lingcod (see Sections 27.82 and 28.27) -- two fish;
- California scorpionfish (see Sections 27.82 and 28.54) -- five fish.

(3) For species of fish other than rockfish, lingcod, California scorpionfish, cabezon and greenlings, within the overall bag limit of 20 fish, the following special limits apply:

California sheephead in Section 28.26 which is five fish, salmon--two fish, except as provided in Section 27.80; trout taken from ocean and bays--three fish; white seabass--three fish, except as provided in Section 28.35; sturgeon--one fish; striped bass--two fish; California halibut--five fish, except as provided in Section 28.15; Pacific halibut--one fish; giant (black) sea bass--zero fish, except as provided in Section 28.10; surfperch-five fish in the aggregate of all species, except for shiner surfperch under subsection (c) below; broadbill swordfish--two fish; marlin--one fish; garibaldi--zero fish; gulf grouper--zero fish; broomtail grouper--zero fish; leopard shark--three fish; blue shark--two fish; thresher shark--two fish; shortfin mako shark--two fish; soupfin shark--one fish; sixgill shark--one fish; sevengill shark--one fish; white shark--zero fish.

(c) In addition to the overall bag limit of 20 fish, and special limits in subsection (b), the following special limits apply: Shiner surfperch-20.

(d) There is no limit on the following species: Albacore, anchovy, bluefin tuna, grunion, jacksmelt, topsmelt, petrale sole, Pacific butterfish (pompano), queenfish, sanddabs, skipjack, jack mackerel, Pacific mackerel, Pacific staghorn sculpin, starry flounder, round herring, Pacific herring and Pacific sardine.

NOTE

Authority cited: Sections 200, 202, 205, 215 and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220, 5517 and 8585.5, Fish and Game Code.

Section 27.82, Title 14, CCR, is amended to read:

**27.82. Management Areas Defined; ~~Closure~~ Closed and Open Periods Defined.**

(a) Cowcod closure areas means both Area 1 and Area 2: Area 1 is an area south of Point Conception that is bound by straight lines connecting the following points in the order listed:

33° 50' N. lat., 119° 30' W. long.;

33° 50' N. lat., 118° 50' W. long.;

32° 20' N. lat., 118° 50' W. long.;

32° 20' N. lat., 119° 30' W. long.;

33° 00' N. lat., 119° 30' W. long.;

33° 00' N. lat., 119° 50' W. long.;

33° 30' N. lat., 119° 50' W. long.;

33° 30' N. lat., 119° 30' W. long.;

33° 50' N. lat., 119° 30' W. long.;

and Area 2 is a smaller area west of San Diego that is bound by straight lines connecting the following points in the order listed:

32° 40' N. lat., 118° 00' W. long.;

32° 40' N. lat., 117° 50' W. long.;

32° 30' N. lat., 117° 50' W. long.;

32° 30' N. lat., 118° 00' W. long.;

32° 40' N. lat., 118° 00' W. long.;

(b) Rockfish and lingcod management areas are as follows: Northern Rockfish and Lingcod Management Area means ocean waters between the Oregon/California border and 40° 10' N. lat (near Cape Mendocino, Humboldt County); the Central Rockfish and Lingcod Management Area means ocean waters between 40° 10' N. lat. and Point Conception, Santa Barbara County (at 34° 27' N. lat.); and the Southern Rockfish and Lingcod Management Area means ocean waters between Point Conception and the U.S./Mexico border including the Cowcod Closure Areas.

(c) Rockfish and lingcod closure periods, except as provided in subsection (d), are as follows: Northern Rockfish and Lingcod Closure Period means the closure time period which commences following the date that the harvest guideline for canary or yelloweye rockfish established in regulation by the National Marine Fisheries Service has been reached or is projected to be exceeded and the fishery is closed pursuant to subsection (g) of this Section. Central Rockfish and Lingcod Closure Period means January - December ~~March - June and September - December~~, inclusive, and Southern Rockfish

and Lingcod Closure Period means January - December ~~January-February and November-December~~, inclusive.

(d) During rockfish and lingcod closures specified in subsection (c), fishing for and possession of RCG complex species as defined in Section 1.91 (excluding bocaccio, canary, yelloweye rockfish, and cowcod), California scorpionfish, ocean whitefish and lingcod is allowed fish are allowed in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks (excluding reefs and banks) for lingcod, ocean whitefish, rockfish (not including bocaccio, cowcod, yelloweye rockfish and canary rockfish), and California scorpionfish in the following areas and time periods, and is otherwise prohibited:

(1) In the Northern Rockfish and Lingcod Management Area, during January - December, inclusive, except only in waters less than 27 fathoms in depth along the mainland coast and around offshore rocks (excluding reefs and banks) commencing the day following a fishery closure implemented pursuant to subsection (c) of this Section;

(2) In the Central and Southern Rockfish and Lingcod Management Areas, in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks (excluding reefs and banks) during July-December, inclusive, ~~May-June and September-October.~~ except that California scorpionfish may be taken and possessed in waters less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks during January-February and in waters less than 50 fathoms in depth along the mainland coast during the months of July and August in the area bound by the mainland shore, a line extending due south true from Point Fermin in Los Angeles County, and a line extending due west true from Newport South Jetty in Orange County (waters less than 50 fathoms deep in the area east of a line extending due south true from Point Fermin located at 33° 42' 30" N. latitude, 118° 17' 30" W. longitude; and north of a line extending due west true from Newport South Jetty located at 33° 35' 37" N. latitude, 117° 52' 50" W. longitude).

(e) At no time may lingcod, ocean whitefish, ~~rockfish~~ RCG complex species as defined pursuant to Section 1.91, and California scorpionfish; be taken or possessed ~~while fishing in waters 20 fathoms or greater in depth during a rockfish and lingcod closure in a rockfish and lingcod management area~~ except as provided in subsections (c) and (d) of this Section.

(f) At no time may California sheephead, lingcod, cabezon, kelp or rock greenlings, California scorpionfish, rockfish, or ocean whitefish be taken or possessed while fishing in water 20 fathoms or greater in depth in the cowcod closure areas.

(g) When the department determines, based on the best available scientific information, that ~~the~~ an annual harvest limit (harvest guideline) established in regulation by the National Marine Fisheries Service for lingcod, ~~bocaccio, canary, or yelloweye rockfish,~~ or a subgroup of rockfish, and/or California scorpionfish, in the California recreational fishery has been exceeded or is projected to be exceeded prior to the end of the year, the department may close the recreational fishery for lingcod, rockfish, a subgroup of rockfish, and/or California scorpionfish and lingcod in all or part of the ~~Northern, Central, or Southern Rockfish and Lingcod Management areas~~ [see Section 27.82 (b)], depending on the level of lingcod, ~~bocaccio, canary rockfish or yelloweye rockfish,~~ a subgroup of rockfish, and/or California scorpionfish, catch in each area, for the balance of the calendar year, ~~except that fishing shall be allowed to continue in waters~~

~~less than 20 fathoms in depth along the mainland coast and around offshore islands and rocks for lingcod, ocean whitefish, rockfish (not including bocaccio, cowcod, yelloweye rockfish and canary rockfish) and California scorpionfish.~~

(h) The department shall give the public and the National Marine Fisheries Service no less than 10 days notice of any fishery closure implemented pursuant to this Section via a department news release.

~~(i) The rockfish and lingcod closures and species restrictions in this Section do not apply to angling or spear fishing from shore or from any man-made structure.~~

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 7071, and 8587.1, Fish and Game Code.

Reference: Sections 200, 202, 206, 215, 224 and 8585.5, Fish and Game Code.

Section 28.27, Title 14, CCR, is amended to read:

**28.27. Lingcod.**

(a) Open Season and Area: ~~Open all year except~~ See Section 27.82. ~~Lingcod may not be taken or possessed by a person by angling hook and line fishing or by spear fishing from a vessel during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d).~~

(b) Limit: Two.

(c) Minimum size: Twenty-four inches total length.

(d) Method of take: Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or double or treble hook with multiple points connected to a common shank.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 220 and 240, Fish and Game Code.

Reference: Sections 200, 202, 205, 206, 215, 220 and 240, Fish and Game Code.

Section 28.28, Title 14, CCR, is amended to read:

**28.28. Cabezon.**

(a) Open season and areas: ~~Open all year, except~~ See Section 27.82. ~~Cabezon may not be taken or possessed by a person by hook and line fishing or by spear fishing during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d). cabezon shall not be taken or possessed in waters 20 fathoms or greater in depth in the cowcod closure areas.~~

(b) Limit: ~~Ten.~~

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten.

(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Three, within an RCG complex bag limit of 10 fish.

(c) Minimum size: Fifteen inches total length.

**NOTE**

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.29, Title 14, CCR, is amended to read:

**28.29. Kelp Greenling. Rock Greenling.**

(a) Open season: See Section 27.82. Kelp or rock greenlings (genus Hexagrammos) may not be taken or possessed by a person by hook and line fishing or by spear fishing during a northern, central or southern rockfish and lingcod closure unless provided for under Section 27.82 (d). ~~Open all year, except that kelp greenling and rock greenling shall not be taken or possessed in waters 20 fathoms or greater in depth in the cowcod closure areas.~~

(b) Limit: ~~Kelp Greenling: Ten. Rock Greenling: Ten.~~

(1) Northern Rockfish and Lingcod Management Area (see Section 27.82): Ten Kelp Greenling; Ten Rock Greenling.

(2) Central and Southern Rockfish and Lingcod Management Area (see Section 27.82): Two greenlings of the genus Hexagrammos, within an RCG complex bag limit of 10 fish.

(c) Minimum size: Twelve inches total length.

NOTE

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 8585.5 and 8587.1, Fish and Game Code.

Section 28.54, Title 14, CCR, is amended to read:

**28.54. California Scorpionfish (Sculpin).**

(a) Open season: ~~Open all year, except that~~ See Section 27.82. California scorpionfish may not be taken or possessed by a person by ~~angling hook and line fishing~~ or by spear fishing ~~from a vessel~~ in a Northern, Central, or Southern Rockfish and Lingcod Management area during a closure in those areas unless provided for under Section 27.82 (d).

(b) Limit: Five ~~Ten~~.

(c) Minimum size: Ten inches total length.

NOTE

Authority cited: Sections 200, 202, 205, 210, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 210, 220, 8585.5, 8586 and 8587.1, Fish and Game Code.

Section 28.55, Title 14, CCR, is amended to read:

**28.55. Rockfish (Sebastes).**

(a) Open seasons and areas:

~~(1) Open all year, except that~~ See Section 27.82. Rockfish, including bocaccio, cowcod, yelloweye, and canary rockfish, may not be taken or possessed by a person by angling hook and line fishing or by spear fishing ~~from a vessel~~ in a Northern, Central or Southern Rockfish and Lingcod Management Area during a rockfish and lingcod closure unless provided for under Section 27.82 (d).

~~(2) Rockfish may not be taken in the cowcod closure areas except as provided for under Section 27.82.~~

(b) Limit:

(1) When fishing is authorized in the Northern Rockfish and Lingcod Management Area pursuant to Section 27.82 (d) following a closure specified in Section 27.82 (c): Ten in any combination of species, except bocaccio – two; yelloweye rockfish - zero; canary rockfish - zero; cowcod – zero.

(2) When fishing is authorized in the Central and Southern Rockfish and Lingcod Management Areas pursuant to Section 27.82 (d), Ten ~~40~~ in any combination of species, except bocaccio - ~~zero two~~; yelloweye rockfish - ~~zero one~~ (but no more than two per vessel); canary rockfish - ~~zero one~~; and cowcod – zero.; and during a central or southern rockfish and lingcod closure when fishing is allowed for rockfish in waters less than 20 fathoms in depth as provided in Section 27.82 – 10 in any combination of rockfish not to exceed two rockfish other than rockfish defined as nearshore fish stocks (see Section 1.90) and excluding bocaccio, cowcod, yelloweye, and canary rockfishes, which are prohibited. The sub-limit of shallow nearshore rockfish as defined in Section 1.90 is two fish within the 10-fish rockfish bag limit.

(c) Size limit: None, except no bocaccio may be taken or possessed that is less than 10 inches in total length.

(d) Method of take: Not more than two hooks and one line. For purposes of this section, a hook is a single hook, or a double or treble hook with multiple points connected to a common shank.

#### NOTE

Authority cited: Sections 200, 202, 205, 215, 220, 7071 and 8587.1, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215, 220 and 8585.5, Fish and Game Code.

Section 28.58, Title 14, CCR, is amended to read:

#### **28.58. Ocean Whitefish.**

Open Season and Area: See Section 27.82. Ocean whitefish may not be taken or possessed by a person by hook and line fishing or by spear fishing in a Northern, Central or Southern Rockfish and Lingcod Management Area during a closure in those areas unless provided for under Section 27.82 (d). Open all year, except that ocean whitefish shall not be taken or possessed in waters 20 fathoms or greater in depth in the southern rockfish and lingcod management area during a southern rockfish and lingcod closure, and in waters 20 fathoms or greater in depth in the cowcod closure areas.

#### NOTE

Authority cited: Sections 200, 202, 205, 215 and 220, Fish and Game Code. Reference: Sections 200, 202, 205, 206, 215 and 220, Fish and Game Code.